

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
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WASHINGTON, DC, 20231, ON THE DATE APPEARING BELOW.

SEE TOP

#

31,851
PATENT



Mary Ellen Fuala
DATE November 30, 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Patent Application of: Katocs et al.

Serial No.: 09/176,003

Examiner:

Filed: October 21, 1998

Group No.: 1614

For: Use of Retinoids for the Treatment and Prevention of
Coronary Artery Disease

Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This is in response to the Notice to File Missing Parts mailed November 13, 1998 which indicates that the oath or declaration is unexecuted.

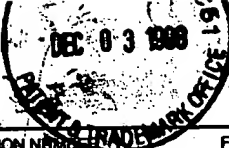
Applicants enclose a copy of (1) Notice to File Missing Parts and (2) executed "Reissue Declaration and Power of Attorney by Assignee". The executed Reissue Declaration was submitted with the application on October 21, 1998. The Declaration was executed by the Assistant Secretary of the Assignee, Mr. Ronald W. Alice, on October 20, 1998, as provided for under 37 C.F.R. §1.175. Accordingly, the Notice to File Missing Parts was issued in error.

As the Notice to File Missing Parts was issued in error, it is believed that no fee is due. However, in the event the original declaration is deemed incomplete, please treat this paper as a response to the Notice to File Missing Parts, and charge American Cyanamid Company Account No. 01-1300 in the amount of \$130.00.

Respectfully submitted,

Rebecca R. Barrett
Rebecca R. Barrett
Attorney for Applicant
Reg. No. 35,152

Dated: November 30, 1998
Enc. - copy of Notice to File Missing Parts
copy of Reissue Declaration/Power of Attorney



Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/176,003	10/21/98	KATOCS	A 851

0242/1113
RONALD W ALICE
AMERICAN HOME PRODUCTS CORPORATION
PATNET LAW DEPARTMENT 2B
ONE CAMPUS DRIVE
PARSIPPANY NJ 07054

NOT ASSIGNED

1614

DATE MAILED: 11/13/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

1-13-99 *act 11/25*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00

- ☐ 1. The statutory basic filing fee is:
- ☐ missing.
 - ☐ insufficient.
- Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☒ 2. Additional claim fees of \$ _____ including any multiple dependent claim fees, are required.
- \$ _____ for _____ independent claims over 3.
- \$ _____ for _____ dependent claims over 20.
- \$ _____ for multiple dependent claim surcharge.
- Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:
- ☒ is missing or unexecuted.
 - ☐ does not cover the newly submitted items.
 - ☐ does not identify the application to which it applies.
 - ☐ does not include the city and state or foreign country of applicant's residence.
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.
- See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825"
- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts"

A copy of this notice MUST be returned with the reply.

19. DAY / UNIT 4
Customer Service Center
Initial Patent Examination Division (703) 308-1202

REISSUE CASE PART 2 - COPY TO BE RETURNED WITH RESPONSE

0917603
09/17/98 KHARLING 00000077 011300
130.00 CH
FC:105